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10 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT  
12 CENTRAL DISTRICT OF CALIFORNIA  
13 SOUTHERN DIVISION

14 VINH NGUYEN, INDIVIDUALLY  
15 AND ON BEHALF OF ALL OTHERS  
16 SIMILARLY SITUATED,

17 Plaintiff,

18 v.

19 RADIANT PHARMACEUTICALS  
20 CORPORATION AND DOUGLAS C.  
21 MACLELLAN,

22 Defendants.

CASE No.: CV-11-0406-DOC  
(MLGx)

CLASS ACTION

**RE-NOTICE OF MOTION AND  
MOTION FOR ENTRY OF  
ORDER PRELIMINARILY  
APPROVING SETTLEMENT AND  
ESTABLISHING NOTICE  
PROCEDURES**

Hon. David O. Carter  
Hearing Date: January 27, 2014  
Time: 8:30 a.m.  
Courtroom: 9D

1 PLEASE TAKE NOTICE that this motion (dkt. #124) was erroneously  
2 noticed for January 20, 2014, at 8:30 a.m., which is a Court Holiday.

3 PLEASE TAKE FURTHER NOTICE that Plaintiffs hereby re-notice the  
4 Motion for January 27, 2014, at 8:30 a.m. Lead Plaintiffs will move this Court,  
5 the Honorable David O. Carter, United States District Judge of the United States  
6 District Court for the Central District of California, 411 West Fourth Street,  
7 Santa Ana, California 92701 for entry of an Order (a) preliminarily approving  
8 the settlement between Plaintiffs and defendants Radiant Pharmaceuticals  
9 Corporation and Douglas C. MacLellan (the "Radiant Defendants"); (b)  
10 approving the notice to the Class of the Proposed Settlement, in substantially the  
11 same form as the Notice of Proposed Settlement of Class Action; and (c)  
12 scheduling a final approval hearing for a date at the Court's convenience. The  
13 Defendants do not oppose the relief requested by this motion.

14  
15 Date: December 20, 2013

Respectfully submitted,

16 **THE ROSEN LAW FIRM, P.A.**

17  
18 /s/ Laurence Rosen

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25 Class Counsel for Plaintiffs

**CERTIFICATE OF SERVICE**

I, Laurence M. Rosen, hereby declare under penalty of perjury as follows:

I am the managing attorney of the Rosen Law Firm, P.A., with offices at 355 South Grand Avenue, Suite 2450, Los Angeles, CA 90071. I am over the age of eighteen.

On December 20, 2013, I electronically filed the following **RE-NOTICE OF MOTION AND MOTION FOR ENTRY OF ORDER PRELIMINARILY APPROVING SETTLEMENT AND ESTABLISHING NOTICE PROCEDURES** with the Clerk of the Court using the CM/ECF system which sent notification of such filing to counsel of record.

Executed on December 20, 2013.

/s/ Laurence Rosen

Laurence M. Rosen